

TIPP CITY COUNCIL STUDY SESSION

TIPP CITY, MIAMI COUNTY, OHIO

MAY 4, 2009

Study Session

City Manager Jon Crusey opened the Study Session at 6:30 p.m. on this date.

Roll Call

Council Members in attendance included: William D. Beagle, George H. Lovett, President Patrick A. Hale, John E. Kessler, Dolores Gillis, and Vickie Blakey. Others in attendance included: Law Director Joseph P. Moore, Assistant City Manager Bradley Vath, City Engineer Scott Vagedes, Utility Billing Supervisor Stacie Brown, Assistant Utilities Director Christy Butera, Police Chief Tom Davidson, Finance Director Richard Drennen, *Dayton Daily News* reporter Nancy Bowman, and Clerk of Council Cathy Ross.

Discussion – Golf Carts

Mo Eichman introduced David Heckler, General Manager of TCA, and Holly Weatherhead, contract operator of the Wastewater Treatment Plant through Veolia Water. They explained the changes that are being required in our Pretreatment regulations.

Wastewater Treatment Plants have permits through the EPA that dictate limits in our waste discharge to the river. Similarly, we are mandated by the USEPA to require limits to the discharge that we receive in our own collection system from various industrial users. These are limits to conventional substances such as solids, oil, grease and ammonia as well as limits to potentially harmful substances that our wastewater plant is not designed to treat. Currently broad definitions are set up that identify which customers fall into our Pretreatment Regulations. For customers that fall into the Pretreatment Program they bear the expense of the testing and monitoring that is required of their discharge. Also, we are required to do quarterly inspections of their operations to confirm that they are meeting the requirements set. The EPA is allowing the definitions in the Pretreatment Program to be streamlined so that there can be more flexibility in how the system is run.

In Tipp City, we only have one business, Specialized Castings, that falls into the Pretreatment Program under the current definitions. Because their discharge volume is fairly small, they are classified as a small user but they have the same requirements of much large industrial companies. With the proposed definition changes that will be brought to the next Council meeting they will no longer have the significant testing requirements and we can reduce our inspections from quarterly to yearly. This will be a benefit to them operationally as well as to us administratively.

Another example of a pharmaceutical company in Vandalia was given. Current pretreatment regulations state that all pharmaceutical companies must test for items X, Y, & Z. In this case, the company doesn't even manufacture item Z. The new definitions will ease their testing requirements so that they no longer have the expense of testing for item Z. By allowing for more flexibility in pretreatment program we ease our own burden as well as reducing costs for existing and future Industrial customers in the City.

Community Survey

Mr. Crusey provided Council with an overview of the results of the Community Survey. He noted that these results are not statistically significant

and that 163 responses were received. Mr. Crusey noted that one of the things mentioned throughout the surveys received was the elimination of leaf pick-up. Mrs. Blakey stated that she believes this needs to be reviewed again by Council. City Staff will review the survey results and determine ways to improve upon those areas identified as problem areas.

TFAC

Mr. Crusey stated that President Hale made a suggestion to create a new category of membership to the Tippecanoe Family Aquatic Center which would be a two person family. President Hale believes that more memberships could be sold if we add this category. Council discussed whether adding a new category would actually cause the loss of funds or would balance out because additional families may join. Mayor Evans was in favor of this new structure, but believes it should begin next year since passes have already been sold this year. It was also suggested that another Community Survey be done which deals only with issues about the TFAC.

President Hale also questioned whether the policy of not bringing water into the pool should be changed. It was noted that there is a drinking fountain available. The majority of Council believed that the policy should stay the same – no food or drinks should be brought into the pool.

Council requested that Mr. Crusey obtain the number of pool passes sold to families of 2 or 3 and also the amount of revenue received from the purchase of water.

Adjournment

The study session concluded at 7:12 p.m.

Patrick A. Hale, President of Council

Attest: _____
Cathy Ross, Clerk of Council

TIPP CITY COUNCIL MEETING

TIPP CITY, MIAMI COUNTY, OHIO

MAY 4, 2009

Roll Call

President Patrick A. Hale called to order the regular meeting of the Tipp City Council at 7:30 p.m. Roll call showed the following Councilmembers present: William D. Beagle, George H. Lovett, President Patrick A. Hale, Dolores Gillis, Vickie Blakey, Mayor Tim Evans, and John E. Kessler.

Others in attendance: City Manager Jon Crusey, Law Director Joseph P. Moore, Police Chief Tom Davidson, Finance Director Richard Drennen, City Engineer Scott Vagedes, *Dayton Daily News* reporter Nancy Bowman, *Sunday Record Herald* reporter Joyell Nevins, and Clerk of Council Cathy Ross.

Guests signing the register included: Patrick Salcedo, Phyllis Salcedo, Ashley Burns, Douglas Wakins, Morgan Hall, Ashley Hopkins, Sami Eberhardt, Steven Chaney, Matt Hamberg, Matt Galer, Courtney Applegate, Jenna Werts, Rebecca Fujimura, Rev. Gary Boggs, Scott Johnson, Sarah McKinney, Miranda Lammers, Melanie Walton, Nikki Richardson, T. J. Smith, Eric Landford, Daniel Goldschot, Joyell Collins.

Invocation and Pledge of Allegiance

Reverend Gary Boggs from Tipp City Church of the Nazarene delivered the invocation and President Hale led the Pledge of Allegiance.

Approval of Agenda

The agenda was approved by a motion from Mr. Lovett, seconded by Mayor Evans.

Adoption of Minutes

Mrs. Blakey requested that the minutes be corrected on page 112, the 6th paragraph should be replaced with "Mrs. Blakey added that she is concerned with the impact this type of legislation might have on motorized scooters for disabled citizens. President Hale moved, seconded by Mrs. Blakey, to approve the amended minutes of the April 20, 2009 Pre-Meeting Study Session. The motion carried 6-0. Mayor Evans abstained

President Hale corrected the minutes of the April 20, 2009 meeting, page 116, to reflect that Chief Davidson was also in attendance at the Executive Session. President Hale moved, seconded by Mr. Beagle, to approve the amended minutes of the April 20, 2009 Meeting. The motion carried 6-0. Mayor Evans abstained.

Presentations, Proclamations, and Awards

Mayor Evans named May 7, 2009 as a National Day of Prayer and presented a Proclamation to Reverend Gary Boggs.

Mayor Evans named May as Motorcycle Awareness Month and presented a Proclamation to Patrick Salcedo of Abate of Ohio.

Ordinance (Second Reading)

There were none.

Resolutions (One Reading Required)

The following resolutions were presented to City Council for adoption.

Resolution 20-09Alternative Tax
Document

Resolution No. 20-09: A resolution declaring the intention to proceed under the alternative tax document format provided under Section 5705.281 of The Ohio Revised Code and to refrain from the preparation of a tax budget for the fiscal year 2010, and authorizing the Finance Director of the City of Tipp City to submit to the Miami County Budget Commission such documents which are necessary to said process, and to take such other actions as may be necessary incident thereto.

Clerk of Council Summary: The Ohio Revised Code allows Cities to utilize an alternate format to meet annual tax budget filing requirements of the Miami County Budget Commission.

City Manager Report - The adoption of this resolution declares the City's intention to refrain from adopting a tax budget for FY 2010 and authorizes the Finance Director to submit an alternative tax document to the Miami County Budget Commission. The Budget Commission has designated the specific information required under the alternative tax document format. The alternative tax document serves the same purpose as the tax budget, but is less time consuming.

President Hale confirmed with Mr. Drennen that this was the second year the City had utilized this alternate format.

There being no further discussion, Mr. Beagle sponsored this resolution and moved for its adoption, seconded by Mr. Lovett.

The motion carried with a 7-0 vote. Resolution 20-09 was declared passed and President Hale affixed his signature in witness thereto.

Resolution 21-09

Evanston Road Paving

Resolution No. 21-09: A resolution authorizing the City Manager to enter into an agreement with the Ohio Department of Transportation for the purpose of paving Evanston Road with stimulus funding.

Clerk of Council Summary: This project will repave all of Evanston Road from CR25A easterly to the CSX railroad tracks with funding from the federal stimulus project.

City Manager Report - This resolution authorizes the City Manager to execute any and all ODOT documents related to the stimulus funded paving of Evanston Road. The City will act as the Local Public Agency (LPA) and will administer the project, in compliance with ODOT regulations, from preliminary development through construction, including bidding, inspecting and project coordination. The City is receiving \$290,316 in stimulus funding for this project.

There being no further discussion, Mrs. Blakey sponsored this resolution and moved for its adoption, seconded by Mrs. Gillis.

The motion carried with a 7-0 vote. Resolution 21-09 was declared passed and President Hale affixed his signature in witness thereto.

Resolution 22-09

Great Miami Adventures

Resolution No. 22-09: A resolution to authorize a license agreement

with Great Miami Adventures of Tipp City for the use of certain municipal property known as the boat ramp and parking pursuant to the terms and conditions as defined in said agreement attached as Exhibit "A".

Clerk of Council Summary: This resolution authorizes the City Manager to enter into a non-exclusive franchise agreement with Great Miami Adventures for the use of the boat ramp and public parking.

City Manager Report - This franchise would be in addition to the one already granted by City Council to Barefoot Canoes. GMA's primary facility is located at 1995 Ross Road. The plan is for GMA patron's to park at the Ross Road facility and be bused to the boat ramp for their trip down river back to the Ross Road facility. This agreement is for a four (4) year term and requires payment to the City of a franchise fee of 5% of gross revenue.

Mrs. Gillis sponsored this resolution and moved for its adoption, seconded by Mr. Lovett.

Mr. Kessler stated that he thought that Barefoot Canoe had a franchise for this area and questioned whether there is now a new owner and whether or not he has another business in addition to Barefoot Canoe.

Mr. Vath stated that the original owner was Barefoot Canoe but last year the business was sold to Brian Budding. This is a new venture being formed with Chris Jackson who owns GMA. The Barefoot Canoe franchise license is a non-exclusive franchise license, thus this is the second request for a franchise license for public property. Council must approve this before they can move forward with their commercial venture on City property.

Mr. Beagle questioned whether the agreements are the same or similar.

Mr. Vath stated that the agreements are similar but Barefoot Canoe has a livery facility while GMA has none. The franchise amount will be the same and both contracts will expire at the same time and can be renewed potentially for an additional two (2) years.

The motion carried with a 7-0 vote. Resolution 22-09 was declared passed and President Hale affixed his signature in witness thereto.

Ordinance __-09
Special Assessments

President Hale sponsored an ordinance levying special assessments for the construction of curbs, gutters, sidewalks and driveway approaches in various locations within the City of Tipp City.

Clerk of Council Summary: This ordinance authorizes the levying of sidewalks, curb, gutter and driveway approaches for certain property owners throughout the City of Tipp City.

City Manager Report: The adoption of this ordinance would levy special assessments for the construction of curbs, gutters and sidewalks completed as part of the 2008 sidewalk program. City Council previously adopted Resolution 21-08 declaring it necessary to construct said curbs, gutters and sidewalks. Affected property owners were sent an estimate prior

Ordinance __-09
Special Assessments
North Hyatt

to construction and an invoice following construction. The assessments set forth in this ordinance are due by the private property owner within thirty (30) days after its passage, or, at the option of the property owner, assessed in ten (10) annual installments with an annual interest rate of 4%. Otherwise, uncollected assessment will be certified to the County Auditor to be placed on the tax duplicate.

Mrs. Blakey sponsored an ordinance levying special assessments for the construction of curbs, gutters, sidewalks and driveway approaches on North Hyatt Street from Park Avenue north to 1000 feet south of Kessler Cowlesville Road.

Clerk of Council Summary: This ordinance authorizes the levying of sidewalks, curbs, gutters and driveway approaches for certain property owners on North Hyatt Street from Park Avenue to Kessler Cowlesville Road.

City Manager Report: The adoption of this ordinance would levy special assessments for the construction of curbs, gutters, sidewalks and driveway approaches completed in conjunction with the N. Hyatt Street Reconstruction Project. City Council previously adopted Resolution 04-08 declaring it necessary to construct said curbs, gutters, sidewalks and driveway approaches. Affected property owners were sent a preliminary estimate and final estimate prior to construction and an invoice following construction. The assessments set forth in this ordinance are due by the private property owner within thirty (30) days after its passage, or, at the option of the property owner, assessed in ten (10) annual installments with an annual interest rate of 4%. Otherwise, uncollected assessment will be certified to the County Auditor to be placed on the tax duplicate.

Citizen Comments

There were no citizen comments.

Councilmember
Comments

Mrs. Gillis encouraged everyone to get out enjoy the weather.

Mayor Evans congratulated Big Robot Café on a successful Business After Hours. He informed residents that Tipp City just received recognition as a Tree City USA for the 25th year. Mayor Evans also informed residents that 3rd graders from Nevin Coppock were at the Government Center this afternoon to learn more about local government. He said hello to all the kids who participated.

Mr. Beagle reminded residents that Tuesday, May 5th is election day and encouraged their support of the schools.

City Manager Comments

Mr. Crusey noted that the Police Department would be doing some training at the old Dolly Toy building on Wednesday evening.

Adjourn to Executive
Session

President Hale made a motion to adjourn to Executive Session to discuss personnel matters and pending litigation to include City Council, City Manager Jon Crusey, Assistant City Manager Vath, Police Chief Tom Davidson, and Legal Director Joe Moore. Motion was seconded by Mrs. Gillis and unanimously approved.

Adjournment

Council adjourned the Executive Session at 8:25 p.m. with a motion made by Mr. Lovett, seconded by Mrs. Blakey.

Patrick A. Hale, President of Council

Attest: _____
Cathy Ross, Clerk of Council